



PATENT

Rev 09/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Cohn et al.  
Application No. : 10/647,657  
Filed : August 25, 2003  
Confirmation No. : 2131  
For : SUTURE SYSTEM  
Examiner : Michele Lindsey Bachman  
Attorney's Docket : BIH-002AX

TC Art Unit: 3734

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 24, 2007.

By: Thomas O. Hoover  
Thomas O. Hoover  
Registration No. 32,470  
Attorney for Applicant(s)

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TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owners, Beth Israel Deaconess Medical Center and Genzyme Corporation, through its below signing representative, represents that they are the owners of record by assignment dated August 14, 2000, and recorded in the U.S. Patent and Trademark Office at Reel 011053, Frame 0220, and Reel 011053, Frame 0426 of 100 percent interest in U.S. Patent Application No. 6,610,071, filed on August 26, 2003, for SUTURE SYSTEM. The owners hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would

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extend beyond the expiration date of the full statutory term including any term extensions or elongations, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,610,071. The owners hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,610,071, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

The owners do not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term including any term extensions or elongations, as presently shortened by any terminal disclaimer of U.S. Patent No. 6,610,071, in the event that it later lapses for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is surrendered pursuant to reissue, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are

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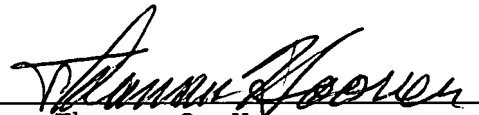
made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

☒ The undersigned is an attorney of record.

Respectfully submitted,

BETH ISRAEL DEACONESS MEDICAL CENTER &  
GENZYME CORPORATION

By:



Thomas O. Hoover

Registration No. 32,470

Attorney for Applicant(s)

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☒ A check for \$65.00 for the Terminal disclaimer fee under 37 C.F.R.

§ 1.20(d) is hereby enclosed.

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Date: April 24, 2007

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attorney  
Docket No.: BIH-002AX

Sir:

In re application of: Cohn et al.

Entitled: SUTURE SYSTEM

Transmitted herewith is an **amendment** in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$00) per §1.17(e).
- ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ per §1.116.
- ☒ Small Entity Status is asserted.
- ☒ A Petition for Extension of Time for 3 month(s) is hereby made under §1.136(a); a check in the amount of \$510.00 is enclosed for the cost of such extension per §1.17.
- ☐ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☒ Other: IDS Letter, PTO Form 1449, copy of the Int'l Search Report, two references and a Terminal Disclaimer.

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	2 - 3	=	x \$200.00 =	0
Total	20 - 20	=	x \$ 50.00 =	0
[ ] Multiple Dependent Claims (1st presentation)			+ \$360.00 =	
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$\_\_\_\_\_) for the cost of same.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

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Attorney of Record: Thomas O. Hoover  
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